

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

2 Sean Pak (Bar No. 219032)

3 seanpak@quinnemanuel.com

4 Melissa Baily (Bar No. 237649)

5 melissabaily@quinnemanuel.com

6 James Judah (Bar No. 257112)

7 jamesjudah@quinnemanuel.com

8 Lindsay Cooper (Bar No. 287125)

9 lindsaycooper@quinnemanuel.com

10 Iman Lordgooei (Bar No. 251320)

11 imanlordgooei@quinnemanuel.com

12 50 California Street, 22nd Floor

13 San Francisco, California 94111-4788

14 Telephone: (415) 875-6600

15 Facsimile: (415) 875-6700

16 Marc Kaplan (pro hac vice)

17 marckaplan@quinnemanuel.com

18 191 N. Wacker Drive, Ste 2700

19 Chicago, Illinois 60606

20 Telephone: (312) 705-7400

21 Facsimile: (312) 705-7401

22 **UNITED STATES DISTRICT COURT**

23 **NORTHERN DISTRICT OF CALIFORNIA**

24 **SAN FRANCISCO DIVISION**

25 SONOS, INC.,

26 Plaintiff and Counter-  
27 Defendant,

28 vs.

GOOGLE LLC,

Defendant and Counter-  
Claimant.

CASE NO. 3:20-cv-06754-WHA

**DECLARATION OF JOCELYN MA IN  
SUPPORT OF GOOGLE LLC'S MOTION  
IN LIMINE NO. 3 TO EXCLUDE  
PORTIONS OF THE EXPERT REPORT  
AND CERTAIN TESTIMONY OF MR.  
JAMES MALACKOWSKI AND DR.  
ALMEROTH REGARDING GOOGLE'S  
NON-INFRINGEMENT ALTERNATIVES**

1 I, Jocelyn Ma, declare and state as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to  
3 practice before this Court. I am an associate at the firm of Quinn Emanuel Urquhart & Sullivan,  
4 LLP and am counsel of record for Plaintiff Google LLC (“Google”).

5 2. I provide this declaration in support of Google’s Motion *In Limine* No. 3 to  
6 Exclude Portions of The Expert Report And Certain Testimony of Mr. James Malackowski and  
7 Dr. Kevin Almeroth Regarding Google’s Non-Infringing Alternatives. If called as a witness, I  
8 could and would testify competently to the information contained herein.

9 3. Exhibit 1 is a true and accurate excerpt of the Opening Expert Report of Dr. Kevin  
10 C. Almeroth dated November 30, 2022.

11 4. Exhibit 2 is a true and accurate excerpt of the Reply Expert Report of Dr. Kevin C.  
12 Almeroth dated January 23, 2023.

13 5. Exhibit 3 is a true and accurate excerpt of the Supplemental Expert Report of Dr.  
14 James Malackowski dated December 9, 2022.

15 6. I declare under penalty of perjury under the laws of the United States of America  
16 that to the best of my knowledge the foregoing is true and correct. Executed on April 13, 2023, in  
17 San Francisco, California.

18  
19  
20 DATED: April 13, 2023

Respectfully submitted,

21  
22 By /s/ Jocelyn Ma  
23 Jocelyn Ma  
24  
25  
26  
27  
28